



OSMM&N File No. 219388US2CONT

Dept.: E/M

Serial No. 10/073,084

By: GJM/RAR/clh

In the matter of the Application of: Eishun TSUCHIDA, et al.

For: PHOTOREDUCTION METHOD FOR HEMOGLOBIN-VESICLE

Due Date: n/a

The following has been received in the U.S. Patent Office on the date stamped hereon:

- Dep. Acct. Order Form
- Letter/Cover
- Comments on Statement of Reasons for Allowance

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Docket No.: 219388US2CONT

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P.C.

ATTORNEYS AT LAW

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 10/073,084
Applicants: Eishun TSUCHIDA, et al.
Filing Date: February 12, 2002
For: PHOTOREDUCTION METHOD FOR
HEMOGLOBIN-VESICLE
Group Art Unit: 3762
Examiner: BIANCO, P.

SIR:

Attached hereto for filing are the following papers:

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Our check in the amount of _____ is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

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MAIER & NEUSTADT, P.C.

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DOCKET NO: 219388US2CONT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :

EISHUN TSUCHIDA, ET AL. : EXAMINER: BIANCO, P.

SERIAL NO: 10/073,084 :

FILED: FEBRUARY 12, 2002 : GROUP ART UNIT: 3762

FOR: PHOTOREDUCTION METHOD
FOR HEMOGLOBIN-VESICLE :

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Further to the Notice of Allowance dated November 15, 2004, Applicants provide the following Comments of Statement of Reasons for Allowance. The Statement of Reasons for Allowance in the Notice of Allowance lists some features inconsistent with allowable Claim 1. As such, provided below is a revised Statement of Reasons for Allowance consistent with allowed Claim 1. The changes required for the Statement of Reasons for Allowance to be consistent with allowed Claim 1 are double bracketed or underlined as shown below:

Claims 1-5 are allowed.

The following is an examiner's statement of reasons for allowance.

The subject matter of the independent claims could either not be found or was not suggested in the prior art of record. The subject matter not found were the steps of withdrawing a blood supply, separating a hemoglobin-vesicle from the blood supply, irradiating the hemoglobin-vesicle suspension with light to [[oxidize]] reduce the methemoglobin contained in the hemoglobin-vesicle suspension [[into methemoglobin]] to regenerate the oxygen binding ability in combination with the other elements (or steps) in the claims.

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Application No. 10/073,084
Response to the Notice of Allowance dated November 15, 2004

Applicants respectfully request that a Supplemental Notice of Allowance containing the revised Statement of Reasons for Allowance be issued.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
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